

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

DAYQUON GLOVER,

Plaintiff

Case No. 3:23-cv-00378-RCJ-CLB

**ORDER**

v.

ROMAN, *et al.*,

Defendants

**I. DISCUSSION**

Plaintiff initiated this action without paying the \$402 civil filing fee or submitting an application to proceed *in forma pauperis*. On August 8, 2023, the Court directed Plaintiff to file a fully complete application to proceed *in forma pauperis* or pay the \$402 filing fee. (ECF No. 4). In response, Plaintiff filed a financial certificate and a trust fund account statement for the previous six-month period. (ECF No. 5). Plaintiff has not submitted an application to proceed *in forma pauperis*.

The United States District Court for the District of Nevada must collect filing fees from parties initiating civil actions. 28 U.S.C. § 1914(a). The fee for filing a civil-rights action is \$402, which includes the \$350 filing fee and the \$52 administrative fee. See 28 U.S.C. § 1914(b). “Any person who is unable to prepay the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*.” Nev. Loc. R. Prac. LSR 1-1. For an inmate to apply for *in forma pauperis* status, the inmate must submit **all three** of the following documents to the Court: (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, which is pages 1–3 of the Court’s approved form, that is properly signed by the inmate twice on page 3; (2) a completed **Financial Certificate**, which is page 4 of the Court’s approved form, that is properly signed by both the inmate and a prison or jail official; and (3) a copy of the **inmate’s prison or jail trust fund account statement for the previous six-month period**. See 28 U.S.C. § 1915(a)(1)–(2); Nev. Loc. R. Prac. LSR 1-2. *In forma pauperis* status does not relieve an inmate of his or her

1 obligation to pay the filing fee, it just means that the inmate can pay the fee in installments.  
2 See 28 U.S.C. § 1915(b).

3 As explained above, although Plaintiff filed financial documents, he did not file an  
4 actual application to proceed *in forma pauperis*. The Court will grant Plaintiff an extension  
5 of time to either pay the filing fee or file a complete application to proceed *in forma*  
6 *pauperis*.

7 **II. CONCLUSION**

8 For the foregoing reasons, IT IS ORDERED that the Clerk of the Court will send  
9 Plaintiff the approved form application to proceed *in forma pauperis* by an inmate, as well  
10 as the document entitled information and instructions for filing an *in forma pauperis*  
11 application.

12 It is further ordered that Plaintiff has **until November 12, 2023**, to either pay the  
13 full \$402 filing fee or file a fully complete application to proceed *in forma pauperis*.

14 Plaintiff is cautioned that this action will be subject to dismissal without prejudice if  
15 Plaintiff fails to timely comply with this order. A dismissal without prejudice allows Plaintiff  
16 to refile the case with the Court, under a new case number, when Plaintiff can file a  
17 complete application to proceed *in forma pauperis* or pay the required filing fee.

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19 DATED: October 13, 2023

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UNITED STATES MAGISTRATE JUDGE